IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 505 of 1997

For Approval and Signature:

HON'BLE MR.JUSTICE P.B.MAJMUDAR

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

NATIONAL DAIRY DEVELOPMENT BOARD

Versus

SHREERAM TRADING COMPANY

Appearance:

1. Civil Revision Application No. 505 of 1997

MR DC DAVE for Petitioner No. 1

MR YOGESH S LAKHANI for Respondent No. 1-8

CORAM : HON'BLE MR.JUSTICE P.B.MAJMUDAR

Date of decision: 22/03/2004

ORAL JUDGEMENT

It is submitted by the learned advocate for the petitioner that this Civil Revision Application is filed against an interlocutory order passed in a suit by which

an interim application submitted under Order 11 Rule 12 is rejected by the trial Court. He wants to withdraw this Civil Revision Application, as the same is not maintainable in view of the amendment in Section 115 of C.P.C., with a liberty to file a Special Civil Application against the impugned order of the trial Court.

2) Permission is granted. Accordingly, this Civil Revision Application is disposed of as withdrawn with a liberty to file a Special Civil Application. Rule is discharged. At the request of learned advocate for the petitioner, interim relief granted earlier by this Court is ordered to be extended upto 5th April, 2004.

(P.B.Majmudar,J.)

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